

IRISH LAND COMMISSION.

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND)
ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,

DURING THE MONTH OF

SEPTEMBER, 1897.

Presented to both Houses of Parliament by Command of Her Majesty.



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IRISH LAND COMMISSION.

MONTH OF SEPTEMBER, 1897.

Summary of Proceedings under "The Land Law Acts, up to the 30th day of September, 1897: also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891," and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st August, 1897, . . .	188,458		Rents Fixed—		
Applications received in month of September, 1897, . . .	269	188,727	By Chief Commission to 31st August, 1897, . . .	4,353	
			" in month of September, 1897, . . .	—	4,353
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st August, 1897, . . .	9,989				
Do. in month of Sept., 1897, . . .	15	10,004	By Sub-Commissions to 31st August, 1897, . . .	161,196	
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 31st Aug., 1897, . . .	29,596		" in month of September, 1897, . . .	—	161,196
Applications received in month of September, 1897, . . .	19	29,615			
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents, to 31st August, 1897, . . .	1,065		Dismissed—		
" received in September, 1897, . . .	1	1,066	To 31st August, 1897, . . .	8,358	
			In month of September, 1897, . . .	—	8,358
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st August, 1897, . . .	1,426				
Do. in month of Sept., 1897, . . .	2	1,427	Struck out—		
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," to 31st August, 1897, . . .	241		To 31st August, 1897, . . .	35,590	
Do. in month of Sept., 1897, . . .	19	260	In month of September, 1897, . . .	—	35,590
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 31st August, 1897, . . .	20		Withdrawn?—		
Do. in month of Sept., 1897, . . .	—	20	To 31st August, 1897, . . .	14,613	
			In month of September, 1897, . . .	—	14,613
Total, . . .	—	231,119	Total disposed of, . . .	—	224,639

* These cases are also included in Redemption of Rent, Table (xxi), page 7.

+ An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a consent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st August, 1897,	18,720	20,528	Rents Fixed— By Chief Commission to 31st August, 1897,	52	52
Applications received in month of September, 1897,	808		" in month of September, 1897,	—	
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 31st August, 1897,	1,024	1,072	By Sub-Commissions to 31st August, 1897,	5,962	5,962
Do. in month of September, 1897,	48		" in month of September, 1897,	—	
			Dismissed— To 31st August, 1897,	136	136
			In month of September, 1897,	—	
			Struck out— To 31st August, 1897,	1,352	1,352
			In month of September, 1897,	—	
			Withdrawn*— To 31st August, 1897,	169	169
			In month of September, 1897,	—	
Total,	—	21,600	Total disposed of,	—	7,671

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 31st August, 1897,	118,703
Do. do. in month of September, 1897,	138
Total,	118,841

SECOND STATUTORY TERM.

Agreements out of Court, in form 44, fixing Fair Rent for a Second Statutory Term to 31st August, 1897,	2,076
Do. do. in month of September, 1897,	178
Total,	2,254

II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st August, 1897,	1,549	1,575	Number disposed of to 31st August, 1897,	2,456
Applications received in month of September, 1897,	6		" in month of September, 1897,	2
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 31st August, 1897,	38	38		
Do. in month of September, 1897,	—			
Applications by Leaseholders to be declared Tenants of present tenancies (Form 53) received to 31st August, 1897,	1,051	1,051		
Applications in month of September, 1897,	—			
Total,	—	2,664	Total disposed of,	2,458

† The first notice of Application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of lease, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSOR OR GRANTOR TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887").—SEC. 2.—FORM 80.

Number of Applications received to 23rd February, 1888,*	55	Leases or Grants declared void to 31st Aug., 1897,	22	
		" in month of Sept., 1897,	—	22
		Applications dismissed or struck out to 31st Aug., 1897,	30	
		" in month of Sept., 1897,	—	30
		Applications withdrawn or compromised to 31st Aug., 1897,	3	
		" in month of Sept., 1897,	—	3
Total	55	Total disposed of,	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 31st August, 1897,	17	Applications granted to 31st Aug., 1897,	2	
" in month of Sept., 1897,	—	" in month of Sept., 1897,	—	2
" Transferred from Civil Bill Courts to 31st August, 1897,	3	Applications dismissed or struck out to 31st Aug., 1897,	9	
" in month of Sept., 1897,	—	" in month of Sept., 1897,	—	9
		Applications withdrawn to 31st Aug., 1897,	3	
		" in month of Sept., 1897,	—	3
Total,	—	Total disposed of,	—	14

V.—PROCEEDINGS UNDER THE LANDLORDS (IRELAND) ACTS, 1883-1891.

Applications received to 31st August, 1897,	4,350	Rents fixed to 31st August, 1897,	3,751	
" in September, 1897,	—	" in September, 1897,	4	3,755
		Applications dismissed, struck out, and withdrawn to 31st August, 1897,	376	
		" in September, 1897,	5	381
Total,	4,350	Total disposed of,	—	4,136

VI.—APPEALS *vs* FAIR RENTS, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 31st Aug., 1897,	46,585	Number heard to 31st Aug., 1897,	23,550	
" in month of September, 1897,	232	" in month of Sept., 1897,	—	23,550
		Number dismissed or struck out to 31st Aug., 1897,	801	
		" in month of Sept., 1897,	—	801
		Number withdrawn to 31st Aug., 1897,	21,112	
		" in month of Sept., 1897,	—	21,112
		Total Number disposed of,	—	45,463
		Remaining to be disposed of,	—	1,354
Total,	46,817	Total,	—	46,817

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 31st August, 1897,	3,738	Number heard to 31st Aug., 1897,	776	
" in month of September, 1897,	733	" in month of Sept., 1897,	—	776
		Number dismissed or struck out to 31st August, 1897,	—	
		" in month of Sept., 1897,	—	
		Number withdrawn to 31st Aug., 1897,	460	
		" in month of Sept., 1897,	—	460
		Total Number disposed of,	—	1,336
		Remaining to be disposed of,	—	3,235
Total,	4,471	Total,	—	4,471

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1885 AND 1888.

	Number.	Amount.
Loans applied for to 31st August, 1897,	29,636	11,452,028
" in September, 1897,	—	—
Deduct Applications refused,	29,636	11,452,028
	3,813	1,456,977
	25,823	9,995,051
Loans sanctioned to 31st August, 1897,	25,823	9,992,504
Loans sanctioned in month of September, 1897,	—	—
	25,823	9,992,504
Loans issued to 31st August, 1897,	25,361	9,991,635
Loans issued in month of September, 1897,	—	—
	25,361	9,991,635

VIII.—PURCHASE OF LAND (IRELAND) ACT, 1891 AND 1896.

	Number.	Amount.	Number.	Amount.
Loans applied for to 31st August, 1897,	13,538	4,247,614		£
" in September, 1897,	266	62,748	13,804	4,310,362
Loans applied for in cases of Purchase of Estates to 31st August, 1897,	2,924	754,002		
Loans applied for in month of September, 1897,	2	1,478	2,926	755,480
Total number of Loans applied for to 30th Sept., 1897,	—	—	16,730	5,065,842
Less applications refused to 30th September, 1897,	684	295,590		
" " in cases of Purchase of Estates to 30th September, 1897,	938	267,291	1,642	562,881
Loans sanctioned to 31st August, 1897,	9,880	3,182,185	15,088	4,502,961
" in September, 1897,	292	71,159	10,082	3,256,337
Loans sanctioned in cases of Purchase of Estates to 31st August, 1897,	1,706	447,261		
" in September, 1897,	—	—	1,706	447,261
Total number of Loans sanctioned to 30th Sept., 1897,	—	—	11,788	3,703,598
Less applications rescinded by Order of Court to 30th September, 1897,	107	47,757		
" in cases of Purchase of Estates by Order of Court to 30th September, 1897,	131	32,585	238	100,342
Loans issued to 30th August, 1897,	8,030	2,613,850	11,550	3,403,956
" in September 1897,	—	—	8,030	2,613,850
" in cases of Purchase of Estates to 31st August, 1897,	1,438	358,058		
" in September, 1897,	—	—	1,438	358,058
" in cases under the Redemption of Rent Act, to 31st August, 1897,	65	68,634		
" in September, 1897,	—	—	65	68,634
" pursuant to sec. 45 of the Land Law (Ireland) Act, 1896, to 31st August, 1897,	1	1,250		
" in September, 1897,	—	—	1	1,250
			9,582	3,041,813

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 31st August, 1897,	1,311	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 31st August, 1897,	148	
" in September, 1897,	8	Number received in September, 1897,	2	150
		Number of cases in which no Consents were received and which were treated as Applications to fix Fair Rents* to 31st August, 1897,	1,065	
		Number of cases in which time had expired for receiving consents in month of September, 1897,	1	1,066
				1,216
		Number of cases in which applications have been received but where time for lodgment of consents has not expired	—	13
Total,	1,319	Total,	—	1,330

* Applications treated as Fair Rent cases are also included in Fair Rent Table (a), page 2.

CIVIL BILL COURTS.

MONTH OF SEPTEMBER, 1897.

Summary of Proceedings under "The Land Law Acts," as notified to the Irish Land Commission, up to the 30th day of September, 1897.

I. FAIR RENT.

(a) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st August, 1897,	30,812		Rents fixed to 31st Aug., 1897,	17,501	
Applications received in month of September, 1897,	72		" in month of Sept., 1897,	—	17,501
		30,884	Applications dismissed or struck out to 31st Aug., 1897,	3,922	
Applications by Lessholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 31st August, 1897,	4,273		" in month of Sept., 1897,	—	3,922
Applications received in month of September, 1897,	7		Applications withdrawn* to 31st August, 1897,	477	
		4,280	" in month of Sept., 1897,	—	477
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 31st August, 1897,	2,455		Applications transferred to Irish Land Commission Court to 31st Aug., 1897,	11,414	
Applications received in month of September, 1897,	—		" in month of Sept., 1897,	17	11,431
		2,455	Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 31st Aug., 1897,	20	
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 31st August, 1897,	50		" in month of Sept., 1897,	—	20
Applications received in month of September, 1897,	—				
		50			
Total,	—	37,674	Total disposed of,	—	33,351

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st August, 1897,	1,941		Rents fixed to 31st Aug., 1897,	386	
Applications received in month of Sept., 1897,	156		" in month of Sept., 1897,	—	386
			Applications dismissed or struck out to 31st Aug., 1897,	25	
			" in month of Sept., 1897,	—	25
			Applications withdrawn* to 31st August, 1897,	21	
			" in month of Sept., 1897,	—	21
			Applications transferred to Irish Land Commission, to 31st Aug., 1897,	1,024	
			" in month of Sept., 1897,	48	1,072
Total,	2,097		Total disposed of,	—	1,504

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 31st August, 1897, . . .	7,384
Do, . . . do, . . . in month of September, 1897, . . .	—
Total,	7,384

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing a Fair Rent for a Second Statutory Term, received to 31st August, 1897, . . .	44
Do, . . . do, . . . do, . . . in month of September, 1897, . . .	—
Total,	44

II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.):			Number disposed of to 31st August, 1897, . . .	325	
Applications received to 31st August, 1897, . . .	592		" in month of Sept., 1897, . . .	1	326
Applications received in month of September, 1897, . . .	6	598	Transferred to Irish Land Commission Court to 31st Aug., 1897, . . .	37	
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 31st August, 1897, . . .	3		Transferred in month of Sept., 1897, . . .	—	37
Applications received in month of September, 1897, . . .	—	3			
Total,	—	601	Total disposed of, . . .	—	363

* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, arrears of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2).—FORM 80.

Number of Applications received to 23rd February, 1888,†	6	Leases or Grants declared void to 31st Aug., 1897, . . .	—	
		" in month of Sept., 1897, . . .	—	—
		Applications dismissed or struck out to 31st Aug., 1897, . . .	6	
		" in month of Sept., 1897, . . .	—	6
		Applications withdrawn or compromised to 31st Aug., 1897, . . .	—	
		" in month of Sept., 1897, . . .	—	—
		Applications transferred to Irish Land Commission Court to 31st Aug., 1897, . . .	—	
		" in month of Sept., 1897, . . .	—	—
Total,	6	Total disposed of, . . .	—	6

† The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING
UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 31st Aug., 1897, . . .	22	Applications granted to 31st Aug., 1897, . . .	3	
" in month of September, 1897, . . .	—	" in month of Sept., 1897, . . .	—	3
		Applications dismissed or struck out to 31st Aug., 1897, . . .	4	
		" in month of Sept., 1897, . . .	—	4
		Applications withdrawn to 31st Aug., 1897, . . .	1	
		" in month of Sept., 1897, . . .	—	1
		Applications transferred to Irish Land Commission Court to 31st Aug., 1897, . . .	3	
		" in month of Sept. 1897, . . .	—	3
Total, . . .	22	Total disposed of, . . .	—	11

IRISH LAND COMMISSION,
12th November, 1897.

JOHN H. FRANKS.